

STATEMENT OF FACTS REGARDING SEAN BECK

In August of 2007, a Confidential Witness (CW) approached the Muskingum County Sheriff's Office and the FBI in regards to Zanesville, Ohio, Police Officer extorting money through the CW. The CW is a convicted drug dealer. According to the CW, the Zanesville Police officer, Sean Beck, demanded and received money through the CW in return for Beck not reporting the drug activity of the CW's associate. From time to time, Beck also supplied the CW with narcotics to sell for him, with the agreement the proceeds from the sale would be split between them. On August 22, 2007, the CW began to work in an undercover capacity for law enforcement. The CW was able to consensually record Beck on a number of occasions discussing illegal activity. The CW also consensually recorded an incident where Beck provided the CW with narcotics to sell agreeing that the proceeds would be split between them.

On August 30, 2007, Beck contacted the CW to arrange a meeting. At the meeting, Beck discussed a plan to set up an illegal drug shipment of one kilogram of cocaine to the Zanesville, Ohio area so that he (Sean W. Beck) could use his police authority to seize the drugs.

On September 18, 2007, Beck again contacted the CW to see if the CW was able to order the kilogram of cocaine from

the CW's Columbus drug supplier and to have it delivered to Zanesville, Ohio. The CW told Beck that he/she had been in contact with his/her Columbus, Ohio drug supplier and was in the process of making the purchase/delivery arrangements. In reality, the CW was working with law enforcement to formulate a safe plan to engage Beck in his drug rip-off plan.

On September 25, 2007, the CW told Beck that he/she was able to arrange to have his/her Columbus drug supplier deliver the kilogram of cocaine, but in order to do so, the CW would have to meet the drug supplier in Columbus, Ohio, and deliver \$2,500.00 in advance of the delivery. Beck told the CW that he would have Chad Mills, an auxiliary Zanesville Police officer, drive the CW to Columbus as the CW was recently injured in an accident and could not drive.

On or about September 25, 2007, Beck solicited Chad Mills and Zanesville Police officer, Trevor Fusner, to assist him with his plan to steal the kilogram of cocaine from the CW's Columbus drug supplier. Both Fusner and Mills agreed to participate with the drug rip-off in anticipation of receiving a portion of proceeds from the subsequent sale of the kilogram of cocaine.

On September 25, 2007, Mills drove the CW to Columbus, Ohio, to meet with the drug supplier. Mills dropped off the CW at a Columbus hotel and waited in the parking lot. The

CW entered the hotel and delivered the \$2,500.00 front money to waiting FBI agents, who were acting as the CW's drug supplier. Mills and the CW then drove back to Zanesville, Ohio, to meet with Beck and Fusner at the Mt. Calvary Cemetery in Zanesville, Ohio, where they planned to conduct a false police "raid" on the anticipated delivery of one kilogram of cocaine. At least some of the co-conspirators wore such items as undercover police clothing, bullet-proof vests, and "POLICE" insignia t-shirts. Beck, Mills and Fusner all had firearms at some point during the planning of the "drug rip-off raid."

During the meeting in the cemetery Beck, instructed Fusner to hide behind a tree on the hillside where he could observe the drug transaction take place. When the drug supplier arrived to deliver the kilogram of cocaine, Fusner was to signal Beck and Mills, who would be waiting down the road in Beck's vehicle. Beck would then drive his vehicle to the meeting site, block in the drug supplier's car, and Beck, Fusner and Mills would then draw their firearms and pretend to arrest the CW and drug supplier. Once the kilogram of cocaine was seized, Beck planned to tell the CW and supplier to leave town. Fusner and Mills agreed to assist Beck with this plan.

Because of the potential risk of the FBI actually delivering a kilogram of cocaine to the cemetery, it was

decided to have the CW tell Beck, Fusner and Mills that the drug deal had fallen through for that night, and the kilogram of cocaine would be delivered at a later time.

On October 1, 2007, Beck, Fusner and Mills were arrested without incident. Beck, Fusner and Mills have all admitted their involvement in the conspiracy.

The above described events occurred largely in Muskingum County and in the surrounding area, all of which are in the Southern District of Ohio.